IN THE HIGH COURT OF JUDICAUTRE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPILCATION NO. 1860 OF 2005
IN
FIRST APPEAL NO. 1709 OF 2003

Smt. Laxmibai Dinkar Barge
and anr. ... Applicants

Versus

Maharashtra Industrial Development
Corporation Ltd. Bombay and anr. ... Respondents

Mr. Rahul Kate for Applicants.
Mr. P.P. Chavan i/by Little & Co. for Respondents.

CORAM : F.I. REBELLO &
S.P. KUKDAY,JJ.
DATED : APRIL 21, 2005

P.C.

. The respondent was allowed to withdraw the amount deposited in terms of the order dated 9.7.2004 on furnishing a bank guarantee. By the present application, the applicant seeks dispensation of the furnishing of bank guarantee.That is not possible as in the event the appellant succeeds, money will have tobe brought back and the court must be assured that the money is available to the respondent herein. In the light of that, Application stands rejected. If the amount has not been invested, the amount be invested in a nationalised bank initially for the period of two years and thereafter for subsequent periods till final order of this court.

(F.I. REBELLO,J.)

(S.P. KUKDAY,J.)